

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lovenberg et al. Atty. Docket: ORT-1528
Serial No.: 09/993,159 Art Unit: 1632
Filed: November 5, 2001 Examiner: Michael C. Wilson
For: Histamine Receptor H3 Confirmation No.: 8725
Modified Transgenic Mice

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 18, 2004, finally rejecting claims 1-7 of the above-identified application.

1. A Petition For Extension Of Time under 37 CFR 1.136 is enclosed herewith in duplicate.
2. A Reply To Final Office Action is filed herewith. No amendments are proposed in response to the final Office Action.
3. The fee of \$330.00 for filing of Notice of Appeal is charged to Deposit Account No. 10-0750 (a copy of this Notice is enclosed). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, in connection herewith to Deposit Account No. 10-0750.

Respectfully submitted,



Linda S. Evans
Reg. No. 33,873

Date: August 18, 2004